

**TENTATIVE AGENDA
MEETING OF THE CITY COUNCIL
CITY OF LADUE, MISSOURI
COUNCIL CHAMBERS
9345 CLAYTON ROAD
LADUE, MISSOURI 63124
MONDAY, JUNE 25, 2018
4:00 P.M.**

The Hon. Nancy Spewak, Mayor, to preside and call the meeting to order.

Adoption and Approval of the Agenda.

Approval of the Minutes: Minutes of the Regular and Closed Meetings of May 21, 2018.

Public Forum: The Mayor will recognize any visitors who wish to address the Mayor and Council on City matters. **(Speakers will be limited to 3 minutes)**

Committee Report: (Insurance)

C-1 Request for approval of a one year renewal for Property and Casualty Insurance with Travelers Insurance at a cost of \$276,654.00.

C-2 Request for approval of one year coverage for Workers' Compensation Insurance with Travelers at a cost of \$109,634.00.

Public Hearings:

PH1: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves an amendment to the Special Use Permit for Racquet Club Ladue. The request would update the site plan to include additional sport courts, a fire pit, and an extended patio at the property located at 1600 Log Cabin Lane.

Action may be taken by the Council in the form of a motion and vote upon conclusion of the public hearing.

PH2: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves text amendments regarding certain definitions in the Zoning Ordinance #1175. Amendments would define "attached" as it relates to building construction, as well as other additions or modifications to the definitions in Section XIV of the Zoning Ordinance.

PH3: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves text amendments regarding the keeping of chickens in the City of Ladue. Sections would be added to Chapter 18 of the Ladue Code of Ordinances regarding the keeping of chickens. Section IV of the Zoning Ordinance #1175 would also be modified slightly.

PH4: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves text amendments regarding accessible parking spaces required in commercial parking lots. A subsection with accessible parking requirements would be added to Section VI of the Zoning Ordinance #1175. In addition, changes would be made to section 98-367 of the Ladue Code of Ordinances.

Zoning and Planning Matters:

ZP1: Referral to the Zoning and Planning Commission for review and recommendation of a proposed text amendment regarding the creation of a new Planned Development – Mixed Use District Regulation.

ZP2: Referral to the Zoning and Planning Commission for review and recommendation of revised Architectural Review Board Guidelines.

ZP3: Referral to the Zoning and Planning Commission for review and recommendation of a proposed small subdivision at 9600 Litzsinger Road.

ZP4: Referral to the Zoning and Planning Commission for review and recommendation of a Special Use Permit for a residence at 10045 Litzsinger Road.

Unfinished Business: None

New Business:

Proposed Legislation:

Bill No. 2185 – An ordinance of the City of Ladue, St. Louis County, Missouri, amending the Code of Ordinances by amending Chapter 98, Section 367 thereof relating to parking lots and private ways; fire lanes; accessible parking; uses; violation in the City of Ladue.

Bill No. 2186 – An ordinance of the City of Ladue, St. Louis County, Missouri, amending the Code of Ordinances by amending Chapter 46 thereof relating to conditions or acts deemed public nuisance in the City of Ladue.

Bill No. 2187 – An ordinance amending Section XIV of Ordinance 1175, the Zoning Ordinance of the City of Ladue, St. Louis County, Missouri, to enact or amend certain definitions regarding lots and structures.

Bill No. 2188 – An ordinance to add regulations regarding the keeping of chickens in the City of Ladue to Chapter 18 of the Ladue Code of Ordinances and to amend Ordinance 1175 the Zoning Ordinance of the City of Ladue, St. Louis County, Missouri to reference the new Code section.

Bill No. 2189 – An ordinance amending Section VI of Ordinance 1175, the Zoning Ordinance of the City of Ladue, St. Louis County, Missouri, to enact regulations regarding accessible parking space requirements in the City of Ladue.

Resolution No. 2018-09 - A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a Collateral Assignment of Land Lease and Lease Estoppel Certificate in connection with Lessee's financing under the Lease Agreement between the City of Ladue, Missouri and DRA Properties, LLC for a portion of the property at Edie's Mulch Site at 9810 South Outer 40 Road.

Resolution No. 2018-10 - A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a contract with Missouri Petroleum Products Company LLC for the 2018 Microsurfacing Project.

Resolution No. 2018-11 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Oates Associates, Inc. for On-Call Engineering Services for the Roadway/ROW Rehabilitation and Reconstruction Category.

Resolution No. 2018-12 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Crawford, Murphy & Tilly (CMT) for On-Call Engineering Services for the Roadway/ROW Rehabilitation and Reconstruction Category.

Resolution No. 2018-13 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Christner, Inc. for On-Call Engineering Services for the Beautification Landscape Architecture, Parks/Trails Category.

Resolution No. 2018-14 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with SWT Design for On-Call Engineering Services for the Beautification Landscape Architecture, Parks/Trails Category.

Resolution No. 2018-15 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with CBB for On-Call Engineering Services for the Traffic Studies and Analysis Category.

Resolution No. 2018-16 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Lochmueller Group for On-Call Engineering Services for the Traffic Studies and Analysis Category.

Resolution No. 2018-17 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Civil Design, Inc. for On-Call Engineering Services for the Surveying and Mapping Category.

Resolution No. 2018-18 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with HR Green, Inc. for Engineering Consultant Services for the #1614A Willow Hill – Reroute along Road Storm Water Improvements Project.

Resolution No. 2018-19 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Intuition & Logic Engineering, Inc. for Engineering Consultant Services for the #1618 Robin Hill Lane – McKnight Lane Bank Stabilization Project.

Resolution No. 2018-20 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with Hart Engineering, LLC for Engineering Consultant Services for the #1605 South Tealbrook Drive Project.

Financial Matters:

- F-1** Report of the Finance Director regarding significant items in the financial reports.
 - a.** Report by Milliman, Inc. regarding the valuations of the Uniform and Non-Uniform Pension Plans as of January 1, 2018.
- F-2** The Mayor and Council to review and approve the Vouchers for Payment for the month of May 2018.
- F-3** The Mayor and Council to review the combined Treasurer's and Collector's Report for May 2018.
- F-4** The Mayor and Council to review the Financial Report for May 2018.
- F-5** The Mayor and Council to review the Cash Flow Summary for May 2018.
- F-6** The Mayor and Council to review the Land Lots and Delinquent Tax List.

Department Reports:

- D-1 Fire Department:** Mayor and Council to review the Fire Department Activity Report for the month of May 2018.
- D-2 Police Department:** Mayor and Council to review the Police Activity Report for the period of January 1 – May 31, 2018.
- D-3 Public Works:** Mayor and Council to review the report of the Director of the Public Works Department.
 - a.** Request for ratification of Change Order #1 for the Lay Road Improvements Project which includes two water service relocations, one sanitary sewer lateral relocation and adjustment of a manhole in the amount of \$15,487.99.
 - b.** Request for approval of a Small Project Storm Water Grant Application for 12 Winding Brook Lane in the amount of \$10,350.00 under the City's Storm Water Program.
 - c.** Building Office report for the period through May 2018.
- D-4 Municipal Court:** Mayor and Council to review the report of the Municipal Court for May 2018.

D-5 Administration/City Clerk:

- a. Report from the City Attorney.

D-6 Committee Appointments:

- a. Request for approval of the appointment of Clint Williams, Nancy Ylvisaker and Pat Steiner as members of the Beautification, Open Space and Tree Advisory Committee.

Liquor License Renewals:

- L-1:** An application from Bogey Club, 9266 Clayton Road, for renewal of their liquor license to sell intoxicating liquor by the drink for consumption on the premises, including beer or malt liquor not in excess of 5% by weight and with Sunday sales.
- L-2:** An application from Deer Creek Club, 9861 Deer Creek Hill, for renewal of their liquor license to sell intoxicating liquor by the drink for consumption on the premises, for sale in the original package, beer or malt liquor not in excess of 5% by weight for consumption on the premises, wine sampling and with Sunday sales.
- L-3:** An application from Extra Virgin an Olive Ovation, 8829 Ladue Road, for renewal of their liquor license to sell wine in the original package not to be consumed on the premises where sold with Sunday sales.
- L-4:** An application from Giovanni's Kitchen, 8831 Ladue Road, for renewal of their liquor license to sell intoxicating liquors by the drink on the premises, with Sunday sales.
- L-5:** An application from Gourmet to Go, 9828 Clayton Road, for renewal of their liquor license to sell intoxicating liquors in the original package.
- L-6:** An application from L'Ecole Culinaire, Ltd., 9807 S. Forty Drive, for renewal of their license to sell intoxicating liquors by the drink.
- L-7:** An application from Ladue Market Inc., 9155 Clayton Road, for renewal of their liquor license to sell intoxicating liquors in the original package.
- L-8:** An application from Ladue Pharmacy, LLC, 9832 Clayton Road, for renewal of their liquor license to sell intoxicating liquors and beer in the original package, not for consumption on the premises.
- L-9:** An application from Lester's, LLC, 9906 Clayton Road, for renewal of their liquor license to sell intoxicating liquors by the drink on the premises, with Sunday sales.
- L-10:** An application from Log Cabin Club, 1140 Log Cabin Lane, for renewal of their liquor license to sell intoxicating liquor by the drink for consumption on the premises, including beer or malt liquor not in excess of 5% by weight and with Sunday sales.
- L-11:** An application from MOD Pizza, 8855 Ladue Road, for renewal of their liquor license to sell intoxicating liquors by the drink on the premises, with Sunday sales.
- L-12:** An application from Old Warson Country Club, 9841 Old Warson Road for renewal of their liquor license to sell intoxicating liquors by the drink, with Sunday sales.
- L-13:** An application from Pei Wei Asian Diner, 8885 Ladue Road Ste.1, for renewal of their liquor license to sell intoxicating liquors by the drink on the premises, with Sunday sales.

- L-14:** An application from the Racquet Club Ladue, 1600 Log Cabin Lane for renewal of their liquor license to sell intoxicating liquor by the drink for consumption on the premises, in the original package with Sunday sales.
- L-15:** An application from Schneithorst's Restaurant, 1600 South Lindbergh Blvd., for renewal of their license to sell intoxicating liquors by the drink on the premises, with Sunday sales.
- L-16:** An application from Schnuck's Markets, Inc. d/b/a Schnuck's, 8867 Ladue Road, for renewal of their license to sell intoxicating liquors in the original package with Sunday sales, by the drink on the premises, and wine sampling.
- L-17:** An application from Schnuck's Markets, Inc. d/b/a Schnuck's, 10275 Clayton Road, for renewal of their license to sell intoxicating liquors in the original package with Sunday sales, by the drink on the premises, and wine sampling.
- L-18:** An application from Dornaka Restaurant Holdings LLC d.b.a. Sportsman's Park Restaurant, 9901 Clayton Road, for renewal of their liquor license to sell intoxicating liquors by the drink and in the original package.
- L-19:** An application from St. Louis Country Club, 400 Barnes Road, for renewal of their liquor license to sell intoxicating liquor by the drink for consumption on the premises with Sunday sales.
- L-20:** An application from Hats, Inc. d.b.a. Truffles in Ladue, 9202 Clayton Road, for renewal of their license to sell intoxicating liquors by the drink.
- L-21:** An application from The Women's Exchange of St. Louis, 8811A Ladue Road, for renewal of their liquor license to sell intoxicating liquors by the drink.


The report from the police department finds no reason why these licenses should not be issued.

Adjournment: Next meeting dates: Monday, July 16, 2018 and Monday, August 20, 2018.

Note: Pursuant to Section 610.022 RSMO., the City Council could vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney as provided under section 610.021 (1) RSMO. and/or personnel matters under section 610.021 (13) RSMO. and/or employee matters under section 610.021 (3) RSMO. and/or real estate matters under section 610.021 (2).

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 "ADA", the City of Ladue will not discriminate against qualified individuals on the basis of disability in its services, programs, or activities. If you require an accommodation or modification please contact Laura Rider, City Clerk, (314) 993-3439, lrider@cityofladue-mo.gov as soon as possible but no later than 48 hours before the scheduled event.

Posted Date: 6/21/18

Time: 3:40 pm By: 

BILL NO. 2185

ORDINANCE NO. 2185

AN ORDINANCE OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 98, SECTION 367 THEREOF RELATING TO PARKING LOTS AND PRIVATE WAYS; FIRE LANES; ACCESSIBLE PARKING; USES; VIOLATION IN THE CITY OF LADUE.

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to its passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Amend the Ladue Code of Ordinances by repealing Subsection 98-367(g) in its entirety.

Section 2. Amend the Ladue Code of Ordinances by enacting a new Subsection 98-367(g) to read as set forth in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. This ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED THIS ____ DAY OF _____ 2018.

President, City Council

ADOPTED AND APPROVED THIS ____ DAY OF _____ 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

EXHIBIT A

Sec. 98-367. - Parking lots and private ways; fire lanes; accessible parking;

(g) *Parking areas shall be provided for the physically disabled.* The owner and occupant of such parking lot or private way shall cause to be posted at the designated parking areas for the physically disabled, a sign in accordance with the requirements of Section VI of Ordinance 1175. Parking in these locations shall be restricted to vehicles bearing a license plate or placard issued to disabled persons by the director of revenue of the state, as provided for by RSMo 301.142, RSMo 301.071, or any plainly displayed physically disabled identification issued by a government body having jurisdiction. However, no person shall be found guilty of violating this subsection if the operator produces such a plate, or placard to the court that was valid at the time of the citation for a person who was using the vehicle. Any person parking in these designated areas and not having such license plates or sticker and/or physically disabled identification card shall be guilty of a misdemeanor.

(Code 1969, § 27-208; Ord. No. 1269, § 1, 4-16-1981)

State Law reference— Disabled parking, RSMo 304.079.

BILL NO. 2186
ORDINANCE NO. 2186

**AN ORDINANCE OF THE CITY OF LADUE, ST. LOUIS COUNTY,
MISSOURI, AMENDING THE CODE OF ORDINANCES BY AMENDING
CHAPTER 46 THEREOF RELATING TO CONDITIONS OR ACTS
DEEMED PUBLIC NUISANCE IN THE CITY OF LADUE.**

WHEREAS, pursuant to the City's police powers and sections 67.398 and 71.285, of the Revised Statutes of Missouri, as amended, provide that the governing body of a city may declare the presence of certain debris and conditions upon any property to be a nuisance, and that the costs incurred by the city in removing or abating such nuisance conditions may be recovered from the owner of the offending property either by including such costs in a special tax bill or by having such costs added to the annual real estate tax bill for the property; and

WHEREAS, it is the intent and desire of the City Council of the City of Ladue to enhance and protect the public health, safety, and general welfare by updating its process for the declaration of such public nuisances and recovery of the costs of removal or abatement of the same; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to its passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Chapter 46 of the Ladue Code of Ordinances is hereby amended by deleting Sections 46-32, 46-33, 46-34, and 46-35 in their entirety and enacting in lieu thereof new Sections 46-32, 46-33, 46-34, and 46-35 to read as set forth in Exhibit A attached hereto and incorporated herein by reference.

Section 2. Chapter 46 of the Ladue Code of Ordinances is hereby amended by enacting a new subsection (10) to Section 46-28 to read as follows:

(10) Debris including, but not limited to, debris of any kind, weed cuttings, cut, fallen, or hazardous trees and shrubs, overgrown vegetation, lumber not piled or stacked twelve (12) inches off the ground, rocks or bricks, tin, steel, parts of derelict cars or trucks, broken furniture, any flammable material which may endanger public safety or material or condition which is unhealthy or unsafe.

Section 3. This ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED THIS 25th DAY OF JUNE 2018.

President, City Council

ADOPTED AND APPROVED THIS 25th DAY OF JUNE 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

Exhibit A

Sec. 46-32. - Weeds/Trash declared a nuisance; procedure for obtaining exemption.

(a) Weeds, Vegetable Growth, and Grass

1. It shall be unlawful and considered a public nuisance for any person, including the owner or occupant of such premises, to permit weeds such as jimsom, burdock, ragweed, thistle, cocklebur, milkweed, buckthorn, dandelion, henbit, crabgrass, goosegrass, foxtail, nutsedge, and poison ivy, Kudzu, or other weeds of like kind, to include all rank vegetable growth which exudes unpleasant and noxious odors and also high and rank vegetable growth that may conceal filthy deposits, or grass of any type to grow to a height of seven (7) inches or more upon any lot or tract of land. This shall not apply to areas being used for agriculture purposes or natural areas. *"Natural areas"* are defined as land owned by the City of Ladue, Floodplain and Floodway along streams, wooded areas, Storm water management facilities including best management practices (bmp) for basins, bioswales, and other water quality improvements approved by the City of Ladue, and those portions of land reflecting a conscious decision to plant, cultivate and maintain those ornamental grasses or native naturally occurring species identified as wildflower and prairie grasses nor shall this apply to lands owned by a public utility, rights-of-way, and easements appurtenant or incidental to lands controlled by any railroad, the department of transportation, the department of natural resources or the department of conservation.
2. An exemption may be obtained by application filed with the building commissioner within seven days of receipt of the notice that is required in Section 46-33, who shall grant an exemption only if the said vegetative growth is a recognized and accepted landscaping method, and provided further that if a dispute exists as to whether the said vegetative growth is a recognized and accepted landscaping method then such dispute shall be resolved as follows: the city shall select a landscape architect, the person seeking the exemption shall select a landscape architect, and a third landscape architect shall be selected by those two landscape architects, and the three shall determine by majority vote whether said growth is a recognized and accepted landscaping method for the purpose of the exemption. The city and the party seeking the exemption shall each pay the expenses of the landscape architect they select; the expense of the third landscape architect shall be borne by the losing party.

- (b) Trash/garbage. It shall be unlawful and a nuisance for any person, including the owner or occupant of any lot or land to maintain trash/garbage of any kind. Such is hereby declared

to be a public nuisance and shall be subject to abatement. This shall not apply to land owned by the City of Ladue, land owned by a public utility, rights-of-way, and easements appurtenant or incidental to lands controlled by any railroad, the department of transportation, the department of natural resources or the department of conservation.

State Law reference— Weeds, RSMo 71.285.

Sec. 46-33. - Notice and Hearing.

(a) General Nuisance Procedure.

1. Enforcement shall commence by providing notice to the owner of the property of the nuisance condition existing on his property. The notice may be delivered by personal service or by certified mail.
2. The notice shall generally describe the nature of the nuisance, the location of the property (using the mailing or popular address rather than a legal description when reasonably possible to do so), identify what action will remedy the nuisance, and ordering the property owner to, within a reasonable period, and not less than ten days from the receipt of the notice, abate the nuisance. Such notice may also state that upon failure to abate the condition causing the nuisance within said time period, the City shall have a hearing as to whether the condition constitutes a nuisance.
3. Should the person so notified fail to remove, terminate, or abate such nuisance within the time specified, a scheduled hearing may take place. Such hearing shall be before the Building Commissioner or designee, recorded, and all such parties shall have an opportunity to be heard and present evidence as to whether the procedures of this Article were substantially complied with, whether the condition maintained on the property constitutes a nuisance, and whether an order should be entered directing the owner to abate the nuisance. After hearing all evidence, if the Building Commissioner or designee finds a nuisance is being maintained in violation of this Article, he/she may order the nuisance abated within a reasonable time. The order shall be in writing specifying the grounds for the order and the time that the nuisance must be abated.

(b) Weeds and Trash Procedure.

1. Whenever weeds or trash are allowed on any portion of any property in violation of this Article, the code enforcement officer or his/her designated agent shall:
 - a. Give a hearing in the same manner as described above after a minimum of four (4) days' written notice of the violation and order to abate the same. The notice shall be delivered by posting such notification on the property and by sending the notice by United States Mail to the owner(s) or his/her/their agent(s).

- b. If the evidence at such hearing supports a finding that a nuisance is being maintained on the property, the enforcement officer shall declare the weeds or trash/debris to be a nuisance and order the owner to cut down and/or remove the weeds or trash/debris within five (5) business days of such hearing.
- c. If weeds are allowed to grow, or trash is allowed to accumulate, on the same property in violation of this Article more than once during the growing season in the case of weeds, or more than once during a calendar year in the case of trash, the Mayor or designee may, without further notification have the weeds or trash removed and the cost of the same shall be billed in the manner described in Section 46-34.

State Law reference— RSMo 71.285 & 67.398.

Sec. 46-34. - Abatement of nuisance.

- (a) General Nuisances. If the nuisance remains on the property after the time so provided by the City at the hearing for the abatement, the enforcement officer and/or the building commissioner shall cause the same to be abated. The costs of abatement shall include a fee for the city's costs in administering this article. The enforcement officer and/or the building commissioner shall certify the cost of such abatement to the finance director who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the director's option, and shall be collected in the same manner and procedure for collecting real estate taxes. The tax bill from the date of issuance shall be deemed a personal debt against the owner and shall also be a lien on the property from the date the tax bill is delinquent until paid.
- (b) Weeds and Trash. If such weeds or trash are not cut down or removed within five (5) business days after the hearing, the enforcement officer shall cause such weeds or trash/debris to be cut down and/or removed immediately thereafter and certify the costs of such cutting and removal to the City Clerk, who shall cause a special tax bill against the property to be prepared and to be collected by the collector, with other taxes assessed against the property. The tax bill shall be a first lien on the property until paid. Each tax bill shall be issued by the City Clerk and delivered to the collector on or before the first day of June each year. Such tax bill if not paid when due shall bear interest at a rate of eight percent (8%) per annum.
- (c) Emergency Exception. Notwithstanding any requirement herein, in cases where it reasonably appears that there is an immediate danger to the health, safety, or welfare of the public due to the existence of a nuisance, the Mayor or his/her designee shall have the authority to order the immediate abatement of the nuisance in an appropriate manner.

Sec. 46-35. - Violation is an offense; penalties.

- (a) Notwithstanding any other penalty or right for abatement in this Article, an owner who fails to remove a nuisance under this article within the time frame stated in the notice/abatement order described in Section 46-33 shall be guilty of a municipal ordinance violation and may (at the option of the city) be charged in municipal court with failure to abate a nuisance punishable as provided in Section 1-9.
- (b) Notwithstanding anything to the contrary, no punishment for a municipal ordinance violation as defined by Section 479.350, RSMo., shall:
 - 1. Impose a fine, when combined with the amount of court costs, that exceeds for municipal ordinance violations committed within a twelve-month period beginning with the first violation:
 - a. Two hundred dollars (\$200.00) for the first municipal ordinance violation,
 - b. Two hundred seventy-five dollars (\$275.00) for the second municipal ordinance violation.
 - c. Three hundred fifty dollars (\$350.00) for the third municipal ordinance violation, and
 - d. Four hundred fifty dollars (\$450.00) for the fourth and any subsequent municipal ordinance violations.
 - 2. Be punishable by imprisonment, unless the violation involved:
 - a. Alcohol or controlled substances,
 - b. Endangered the health and welfare of others, or
 - c. Involved eluding or giving false information to a Law Enforcement Officer.

BILL NO. 2187

ORDINANCE NO. 2187

AN ORDINANCE AMENDING SECTION XIV OF ORDINANCE 1175, THE ZONING ORDINANCE OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, TO ENACT OR AMEND CERTAIN DEFINITIONS REGARDING LOTS AND STRUCTURES.

WHEREAS, certain terms used in the Zoning Ordinance are not defined in Section XIV of the Zoning Ordinance or such existing definitions are in need of updating; and

WHEREAS, the Zoning and Planning Commission discussed the proposed definition updates at their public meetings on March 28, 2018 and April 25, 2018 and, after recommending changes to the proposed definitions, the Zoning and Planning Commission voted to recommend approval of the definitions included herein by a vote of 4 in favor, 0 opposed at the April 25th meeting; and

WHEREAS, a duly noticed and published public hearing was held on June 25, 2018 regarding the proposed definitions in conformity with all requirements of Section 89.060 of the Missouri Revised Statutes and Zoning Ordinance 1175; and

WHEREAS, the City Council finds that the amendments to Section XIV of the Zoning Ordinance will clarify the definitions of certain terms and are in the best interests of the City of Ladue to protect the peaceful enjoyment of property, property values, and public health, safety, and welfare of the City; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Section XIV of Ordinance 1175, the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri is hereby amended to enact the following new definitions:

Attached. Structures that share a common roof line shall be deemed attached and part of the same structure. Materials connecting attached structures shall be consistent with the materials of the building façade and roof.

Detached. A structure that does not meet the definition of attached in this section shall be deemed detached and considered an accessory building.

Lot Area, Gross. The total area of a lot as defined by the legal description of the property.

Lot Area, Net. The gross area of the parcel minus the area of any public or private streets or rights-of-way.

Section 2. Section XIV of Ordinance 1175, the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri is hereby amended by removing the definition for Lot, Double Frontage to be replaced with the following:

Lot, Through. A lot that has frontage on at least two streets that do not intersect.

Section 3. Section XIV of Ordinance 1175, the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri is hereby amended by removing the definition of Lot of Record to be replaced with the following similar term:

Nonconforming Lot. A lot currently existing, which does not conform to the current regulations of the district in which it is situated.

Section 4. Section XIV of Ordinance 1175, the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri is hereby amended by replacing the definition of Nonconforming Use with the following:

Nonconforming Use. A building, structure, or use currently existing which does not conform to the current regulations of the district in which it is situated.

Section 5. Section XIV of Ordinance 1175, the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri is hereby amended by replacing the definition of Lot with the following:

Lot. A platted parcel of land intended to be separately owned, developed, and otherwise used as a unit.

Section 6. The term "Double Frontage Lot" shall be replaced with the term "Through Lot" when it occurs in the Zoning Ordinance. The term "Lot of Record" shall be replaced with "Nonconforming Lot" where it occurs in the Zoning Ordinance.

Section 7. The portions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this Ordinance are valid, unless the court finds that the valid portions of this Ordinance are so essential and inseparably connected with and dependent upon the void portion that it cannot be presumed that the City Council would have enacted the valid portions without the invalid ones, or unless the court finds that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 8. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS _____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS _____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

BILL NO. 2188

ORDINANCE NO. 2188

AN ORDINANCE TO ADD REGULATIONS REGARDING THE KEEPING OF CHICKENS IN THE CITY OF LADUE TO CHAPTER 18 OF THE LADUE CODE OF ORDINANCES AND TO AMEND ORDINANCE 1175 THE ZONING ORDINANCE OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI TO REFERENCE THE NEW CODE SECTION.

WHEREAS, the City recognizes that residents of Ladue may be interested in keeping chickens on their properties; and

WHEREAS, an excess number of chickens, the keeping of roosters, and other issues related to the keeping of chickens may create noxious odors and added noise, which may constitute a nuisance for neighboring properties under the Ladue Code; and

WHEREAS, properties in Ladue frequently have sufficient yard and green space to allow for the keeping of a certain number of chickens, and the City seeks to place reasonable limitations on the keeping of chickens to prevent conditions that would result in a nuisance; and

WHEREAS, the City also recognizes that an enclosure and shelter for the safe keeping and housing of such chickens shall be necessary as a component of keeping chickens, both to prevent predators from attacking such chickens and to prevent the chickens from running amok and creating a nuisance for neighboring properties under the Ladue Code; and

WHEREAS, the Zoning and Planning Commission met on March 28, 2018 and May 23, 2018 to discuss reasonable limitations for the keeping of chickens and voted to recommend approval of amendments to the Ladue Code of Ordinances and to the Zoning Ordinance by a vote of 5 in favor and 0 opposed; and

WHEREAS, a duly noticed and published public hearing was held on June 25, 2018, regarding the proposed amended regulations in conformity with all requirements of Section 89.060 of the Missouri Revised Statutes and Zoning Ordinance 1175; and

WHEREAS, pursuant to the City's police powers, the City Council desires to and finds it in the best interest of the City to enact regulations to allow for the keeping of chickens with reasonable limitations to prevent nuisances; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Chapter 18 of the Ladue Code of Ordinances is hereby amended to enact the following new Article IV:

Article IV. CHICKENS

Sec. 18-45. Purpose and definitions.

- (a) The regulations of this section are established to permit the keeping of chickens in a manner that prevents nuisances to occupants of nearby properties and prevents conditions that are unsanitary or unsafe.
- (b) For the purposes of this Article, the following words shall be defined as follows (Terms referred to but not defined in this Article may be listed in the Zoning Ordinance, Section XIV):

Chicken shelter. A covered, predator-proof structure that is designed to house chickens on the property.

Chicken enclosure. An outdoor fenced enclosure designed to contain the chickens on the property.

Green space. Undisturbed natural areas, rain gardens, landscaped grass and gardens. Provided green space shall not include buildings, driveways, decks and patios, pools, sidewalks and paths (except stepping stone paths), or other permeable or impermeable pavement (sports courts, etc.) except as described in Section V.G. (3) of the Zoning Ordinance of Ladue (#1175).

Sec. 18-46. Requirements for owning chickens.

Persons wishing to own chickens within the City of Ladue shall comply with the following:

- (1) The applicant for the permit must be the owner of the property on which the chickens will be kept.
- (2) A chicken shelter shall be required to house chickens on the property. At least four (4) square feet of space shall be provided per chicken. Such structure shall not be greater than thirty-two (32) square feet in area, nor shall it exceed fifteen (15) feet in height. No more than one chicken shelter shall be allowed on a property.
- (3) A chicken enclosure shall be required such that chickens are confined to the owner's property, with at least 10 square feet of area per chicken housed on the property.
- (4) The chicken shelter and enclosure shall be located in the rear yard of the property.
- (5) A minimum of 4,000 square feet of green space will be required for the keeping of chickens on a property.
- (6) The chicken shelter must be at least 50 feet from residential buildings on adjacent and nearby properties. This shall not include any buildings on the property on which the chickens are kept.
- (7) The chicken shelter and enclosure shall be required to meet building setbacks for accessory structures in the district in which they are located.
- (8) The chicken shelter and enclosure shall be kept in a clean, dry, and odor-free condition at all times. The shelter and enclosure shall not be used for storage or other uses unrelated to the keeping of chickens.
- (9) The chicken shelter and enclosure shall be composed of quality materials, with wood being the preferred primary material. The shelter should appear professional in quality and workmanship.

- (10) The chicken shelter and enclosure shall be screened from adjacent properties (at ground level) and from all roadways, public and private, by a fence or vegetative screen.
- (11) No property may house more than 6 chickens.

The following table provides more information regarding the number of chickens allowed per property:

Amount of <u>green space</u> on property	Number of chickens permitted
4,000 square feet	2
6,000 square feet	3
8,000 square feet	4
10,000 square feet	5
12,000 square feet or more	6

Sec. 18-47. Permit required.

- (a) A permit application must be submitted and approved by the City of Ladue prior to construction of any structures for the keeping of chickens. Once construction has been completed, an inspection by the Building Inspector will be required to ensure that construction on the site matches the approved site plan.
- (b) Permit shall expire three (3) years after the date of approval. An application, fee, and inspection will be required for renewal of the permit.
- (c) By applying for a permit under this Article, the property owner authorizes City officials at all reasonable times and in a reasonable manner to enter upon and inspect the property to determine compliance with this Article or any other ordinance of the City of Ladue as it may relate to the keeping of chickens on the property.
- (d) The permit for the keeping of chickens shall be non-transferrable.
- (e) If any information submitted for approval of a permit for the keeping of chickens changes after approval and inspection of the site, a revised application and site plan will be required. Failure to submit an updated application and site plan within a reasonable time, as determined by the City Planner, will result in revocation of the permit.

Sec. 18-48. Application for permit.

The application for the permit shall require the following:

- (1) Name and address of the applicant (property owner) as well as other pertinent information about the property.
- (2) Application fee as listed on the Building Department schedule of fees.
- (3) Scaled drawing of chicken shelter and enclosure with square footage and building

materials indicated.

- (4) Number of chickens to be kept on the property.
- (5) A site plan of the property on which the chicken shelter and enclosure will be located, with the following information:
 - a. All property lines
 - b. Total square footage of property and total square footage of green space on the property
 - c. Location and square footage of the chicken shelter and enclosure, as well as the location of other structures on the property
 - d. Distances between all structures and the proposed chicken enclosure, including the distance from buildings on adjacent properties
 - e. Location and height of all fences on the property. A fence permit will be required for new fences and must comply with the requirements of the Ladue Zoning Ordinance 1175
 - f. Any landscaping being installed in order to screen the chicken shelter and enclosure
- (6) Signature of acknowledgement by Subdivision Trustees, if applicable
- (7) Signature by the applicant certifying that he/she will comply with the requirements of this Article.

Sec. 18-48. Specific prohibitions.

The following are specifically prohibited:

- (1) Keeping a rooster or crowing hen in the City of Ladue.
- (2) Keeping chickens for any commercial purpose.
- (3) Allowing chickens to roam unsupervised outside of the chicken enclosure.
- (4) Keeping chickens in such a way that results in a nuisance or violates any ordinances of the City of Ladue, including those regarding noise, odor, and solid waste.

Sec. 18-49. Termination of Permit.

- (a) If the permit holder wishes to terminate the permit and remove the chickens from the property, the chicken shelter and fenced enclosure shall be removed from the property within thirty (30) days, or a reasonable extended time that is approved by the Building Official, after it is no longer used for housing chickens.
- (b) The permit may be reinstated after a new application and fee have been submitted and an inspection of the property has been completed.

Sec. 18-50. Violations; Appeals.

- (a) If the property is found to be in violation of this Article or any other Section or Chapter of the Ladue Code or any other ordinance of the City of Ladue, including the Zoning

Ordinance of Ladue, as it may relate to keeping chickens on the property, the owner shall be sent a violation notice notifying him or her of the violation on the property and the requirements to correct the violation, including the period of time allowed to correct the violation, as reasonably determined by the Building Official.

- (b) If the violation is not remedied within the time period stated in the violation notice, the permit shall be revoked and all chickens and all structures and enclosures built for the keeping of chickens shall be ordered to be removed from the property in compliance with applicable law. After the expiration of six (6) months, a new permit application may be filed in order to reinstate the permit to keep chickens on the property.
- (c) Notwithstanding any other remedy the City may have, violation of any provision of this Article shall be deemed an ordinance violation subject to the penalties as set forth in Section 1-9 of the Ladue Code.
- (d) A permit holder or applicant aggrieved by the decision of the City Planner or Building Official regarding denial of a permit or revocation of a permit may appeal to the Zoning Board of Adjustment. The appeal shall be in writing and state the reasons for the appeal. The proceedings in connection with such appeal shall be in accordance with the requirements of the Administrative Procedure Act of the State of Missouri (RSMo Ch. 536) for contested cases. The proceedings shall follow the standard procedures of the Zoning Board of Adjustment as outlined in Section IX of the Zoning Ordinance of the City of Ladue (#1175). To the fullest extent permitted by law, said appeal procedure shall be exhausted before an action may be filed in any court against the City or its officers, employees, boards, officials, or commissions.

Section 2. Amend Section IV.A. (2) (d) of the Zoning Ordinance #1175 to read as follows:

- (d) Raising and keeping of small animals and fowl, but not on a commercial basis, as regulated by Chapter 18 of the Ladue Code of Ordinances.

Section 3. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS _____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS _____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

BILL NO. 2189

ORDINANCE NO. 2189

AN ORDINANCE AMENDING SECTION VI OF ORDINANCE 1175, THE ZONING ORDINANCE OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, TO ENACT REGULATIONS REGARDING ACCESSIBLE PARKING SPACE REQUIREMENTS IN THE CITY OF LADUE

WHEREAS, the State Statutes of Missouri, including specifically Section 301.143 RSMo., authorize the City to enact and enforce certain regulations for accessible parking spaces ; and

WHEREAS, the City of Ladue does not have specific regulations mandating a certain number or location of accessible parking spaces; and

WHEREAS, the City of Ladue recognizes the importance of providing parking facilities for the disabled and enforcing the legal use of such parking spaces and finds it in the best interest of the City to enact such regulations in accordance with Section 301.143 RSMo.; and

WHEREAS, the Zoning and Planning Commission met on May 23, 2018 to discuss adding requirements for accessible parking spaces to the Ladue Zoning Ordinance No. 1175 and recommended approval of this Ordinance by a vote of five (5) in favor and zero (0) opposed; and

WHEREAS, a duly noticed and published public hearing was held on June 25, 2018, regarding the proposed amended regulations in conformity with all requirements of Section 89.060 of the Missouri Revised Statutes and Zoning Ordinance 1175; and

WHEREAS, this bill has been made available for public inspection prior to its consideration by the City Council and read by title two times in open meeting prior to passage.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADUE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Section VI of Ordinance 1175, the Zoning Ordinance of the City of Ladue, St. Louis County, Missouri is hereby amended to enact the following new Subsection C:

C. Accessible Parking Spaces

1. Accessible parking spaces designated for disabled persons shall be required according to the table below. Required accessible parking spaces shall be inclusive of the total number of spaces required.

Total Parking Spaces in Lot	Required Number of Accessible Spaces
25 or fewer	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5
151 to 200	6
201 to 300	7
301 to 400	8
401 to 500	9
501 to 1,000	2% of total
over 1,000+	20 plus 1 for each 100, or fraction thereof, over 1,000

2. Each accessible space designated for use for the disabled shall be marked by an above grade sign showing the international symbol of accessibility, in compliance with the Missouri Revised Statutes. Said sign shall be centered at the interior end of the parking space a minimum height of sixty (60) inches from the bottom of the sign to the parking space finished grade. Said sign shall also state, or an additional sign shall be posted below or adjacent to the sign stating, the following: "\$50 to \$300 fine." Sign permits are not required for parking signs designating accessible parking spaces.
3. Each accessible parking space shall be at least eight (8) feet wide with an adjacent five (5) foot wide aisle. Aisles may be shared by two (2) spaces.
4. One (1) in every four (4) accessible parking spaces shall be:
 - (a) Served by an access aisle a minimum of eight (8) feet wide or otherwise designed to meet federal ADA standards for van accessible parking;
 - (b) Designated "lift van accessible only" with signs that meet the requirements of the Americans with Disabilities Act.
5. Accessible parking spaces shall be located on the shortest possible accessible route to an accessible entrance of the building. If a building has multiple accessible entrances, handicapped parking shall be located near each accessible entrance.
6. Accessible parking spaces, aisles, and routes must be maintained in good repair and kept clear of snow, ice, or fallen leaf build-up.
7. The provisions of this Subsection shall apply to the construction of any new parking lot and at the time an existing parking lot is restriped. Nonconforming signs or spaces otherwise required pursuant to this Subsection which were in use prior to the enactment of this Subsection, shall not be in violation of this Subsection during the useful life of such signs or spaces.

Section 2. Current subsections in Section VI designated with letters C through G shall be relabeled to allow for the insertion of the new Subsection C.

Section 3. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED THIS _____ DAY OF _____, 2018.

President, City Council

APPROVED AND ADOPTED THIS _____ DAY OF _____, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A COLLATERAL ASSIGNMENT OF LAND LEASE AND LEASE ESTOPPEL CERTIFICATE IN CONNECTION WITH LESSEE'S FINANCING UNDER THE LEASE AGREEMENT BETWEEN THE CITY OF LADUE, MISSOURI AND DRA PROPERTIES, LLC FOR A PORTION OF THE PROPERTY AT EDIE'S MULCH SITE AT 9810 SOUTH OUTER 40 ROAD.

WHEREAS, on November 29, 2017 the City entered into a Lease Agreement with DRA Properties, LLC ("Lessee") to lease a portion of the property at Edie's Mulch Site at 9810 South Outer 40 Road for a Telecommunications Tower ("Lease"); and

WHEREAS, pursuant to Section 17 of the Lease, Lessee has the authority to assign its interest in the Lease for purposes of securing financing and the City agreed to execute all reasonable documents that do not interfere with the City's rights under the Lease to facilitate such financing; and

WHEREAS, Lessee has obtained financing for the construction of the Telecommunications Tower; and

WHEREAS, as a condition of the financing, the lender requires Lessee to assign all of its right, title and interest in and to the Lease as additional security for the repayment of the loan; and

WHEREAS, the lender requires the City to execute certain documents that require the City to notify lender if Lessee defaults under the Lease and provide the lender the opportunity to cure the default, allow lender to take over all responsibilities under the Lease if lender cures the default or if Lessee defaults on the note between lender and Lessee, and agree not to record a termination of release of the memorandum of lease without the consent of the lender; and

WHEREAS, the Collateral Assignment of Land Lease and Lease Estoppel Certificate set forth the City of Ladue's responsibilities and certifications required by lender for the financing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City a Collateral Assignment of Land Lease and Lease Estoppel Certificate pursuant to Lessee's financing of the telecommunications tower in connection with the Lease, in substantially the form of Exhibit A and Exhibit B incorporated herein by reference (together, the "Loan Documents"), including all documents specified in the Loan Documents as being part of the Loan Documents.

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June, 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-10

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A CONTRACT WITH MISSOURI PETROLEUM PRODUCTS COMPANY LLC FOR THE 2018 MICROSURFACING PROJECT.

WHEREAS, on May 31, 2018, the City of Ladue sent out a request for bids for the 2018 Microsurfacing Project for the application of microsurfacing on Warson Road between Clayton Road and Old Warson, on Des Peres from Old Warson to Hudson, and in the Clayton Road Park subdivision in accordance with the bid documents and specifications ("Project"); and

WHEREAS, staff reviewed the bid submittals obtained on June 19, 2018, and after evaluation of the same in accordance with the City's competitive bidding requirements, found that Missouri Petroleum Products Company LLC submitted the lowest and best bid that met the City's needs; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to enter into a contract with Missouri Petroleum Products Company LLC for the Project as the lowest and best bidder.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City a contract with Missouri Petroleum Products Company LLC to microsurface Warson Road between Clayton Road and Old Warson, on Des Peres from Old Warson to Hudson, and in the Clayton Road Park subdivision in substantially the form of Exhibit A incorporated herein by reference (the "Contract"), including all documents specified in the Contract as being part of the Contract Documents.

Section 2. The requirements of Section 292.675 RSMo., and the OSHA requirements, penalties, and obligations in the Contract, are hereby incorporated herein by reference and made a part of this Resolution for all purposes.

Section 3. The requirements of Section 290.210 RSMo., and the prevailing wage requirements and obligations in the Contract, are hereby incorporated herein by reference and made a part of this Resolution for all purposes. Additionally, a copy of Annual Wage Order for St. Louis County No. 25, being the applicable prevailing wage order for the Project, is part of the Contract Documents and incorporated herein by reference.

Section 4. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-11

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH OATES ASSOCIATES, INC. FOR ON-CALL ENGINEERING SERVICES FOR THE ROADWAY/ROW REHABILITATION AND RECONSTRUCTION CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that Oates Associates, Inc. should be selected for on-call services in the Roadway/ROW category; and

WHEREAS, the Director of Public Works worked with Oates Associates regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Oates Associates, Inc. for On-Call Engineering Services; Roadway/ROW Rehabilitation & Reconstruction category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Oates Associates, Inc. for the On-Call Engineering services for the Roadway/ROW category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-12

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH CRAWFORD, MURPHY & TILLY (CMT) FOR ON-CALL ENGINEERING SERVICES FOR THE ROADWAY/ROW REHABILITATION AND RECONSTRUCTION CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that CMT should be selected for on-call services in the Roadway/ROW category; and

WHEREAS, the Director of Public Works worked with CMT regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with CMT for On-Call Engineering Services; Roadway/ROW Rehabilitation & Reconstruction category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and CMT for the On-Call Engineering services for the Roadway/ROW category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-13

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH CHRISTNER, INC. FOR ON-CALL ENGINEERING SERVICES FOR THE BEAUTIFICATION: LANDSCAPE ARCHITECTURE, PARKS/TRAILS CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that Christner, Inc. should be selected for on-call services in the Beautification/Landscape category; and

WHEREAS, the Director of Public Works worked with Christner, Inc. regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Christner, Inc. for On-Call Engineering Services; Beautification/Landscape category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Christner, Inc. for the On-Call Engineering services for the Beautification/Landscape category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-14

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH SWT DESIGN FOR ON-CALL ENGINEERING SERVICES FOR THE BEAUTIFICATION: LANDSCAPE ARCHITECTURE, PARKS/TRAILS CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that SWT Design should be selected for on-call services in the Beautification/Landscape category; and

WHEREAS, the Director of Public Works worked with SWT Design regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with SWT Design for On-Call Engineering Services; Beautification/Landscape category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and SWT Design for the On-Call Engineering services for the Beautification/Landscape category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-15

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH CBB FOR ON-CALL ENGINEERING SERVICES FOR THE TRAFFIC STUDIES AND ANALYSIS CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that CBB should be selected for on-call services in the Traffic Studies/Analysis category; and

WHEREAS, the Director of Public Works worked with CBB regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with CBB for On-Call Engineering Services; Traffic Studies/Analysis category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and CBB for the On-Call Engineering services for the Traffic Studies/Analysis category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-16

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH LOCHMUELLER GROUP FOR ON-CALL ENGINEERING SERVICES FOR THE TRAFFIC STUDIES AND ANALYSIS CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the two highest scored submittals within each category and determined that Lochmueller Group should be selected for on-call services in the Traffic Studies/Analysis category; and

WHEREAS, the Director of Public Works worked with Lochmueller Group regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Lochmueller Group for On-Call Engineering Services; Traffic Studies/Analysis category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Lochmueller Group for the On-Call Engineering services for the Traffic Studies/Analysis category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-17

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH CIVIL DESIGN, INC. FOR ON-CALL ENGINEERING SERVICES FOR THE SURVEYING AND MAPPING CATEGORY

WHEREAS, on April 16, 2018 the City of Ladue issued a Request for Qualifications (RFQ) for On-Call Engineering services for four categories of work which are abbreviated as follows; Beautification/Landscape, Roadway/ROW, Traffic Studies/Analysis, and Surveying/Mapping; and

WHEREAS, on May 1, 2018 seventeen Statements of Qualifications were received from engineering firms, many of whom submitted for multiple categories with overall submittals of seven for the Beautification/Landscape Category, thirteen for the Roadway/ROW category, seven for the Traffic Studies/Analysis category, and six for the Survey/Mapping category; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, on June 6, 2018 the Public Works Committee reviewed the recommendation from staff for selection of the one or two highest scored submittals within each category and determined that Civil Design, Inc. should be selected for on-call services in the Surveying and Mapping category; and

WHEREAS, the Director of Public Works worked with Civil Design, Inc. regarding submission of the necessary documents required for the Professional Services Contract including the hourly rate schedule; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Civil Design, Inc. for On-Call Engineering Services; Surveying and Mapping category, effective for a three-year period, which establishes hourly rates with specific Scope of Work established for each individual project assigned on a project by project basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Civil Design, Inc. for the On-Call Engineering services for the Surveying and Mapping category in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-18

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH HR GREEN, INC. FOR ENGINEERING CONSULTANT SERVICES FOR THE #1614A WILLOW HILL – REROUTE ALONG ROAD STORM WATER IMPROVEMENTS PROJECT

WHEREAS, in January 2018 the City of Ladue issued a Request for Qualifications (RFQ) for Phase III of the Storm Water Management Program; the Implementation Phase for project design development and final plans/specification and bid document preparation; and

WHEREAS, on February 22, 2018 sixteen Statements of Qualifications were received from engineering firms; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, the seven firms that scored the highest were interviewed by the Consultant Selection Committee which included the Chairman of the Storm Water Advisory Committee, the Director of Public Works, and the City's Storm Water Engineering Manager and as a result of this process, the Committee prequalified five firms to perform engineering services under the five-year implementation plan; and

WHEREAS, the Storm Water Advisory Committee reviewed and was updated on the consultant selection process at their March 9, 2018 meeting as well as the prequalification list of consultants with selected firms for each individual project at their June 13, 2018 meeting; and

WHEREAS, Public Works staff negotiated the detailed project scope, schedule, and fee within the budget identified in the Storm Water Implementation plan, with HR Green, Inc. for the #1614A Willow Hill – Reroute Along Road Storm Water Improvements project; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with HR Green, Inc. for the #1614A Willow Hill – Reroute Along Road Storm Water Improvements Project

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and HR Green, Inc. for the #1614A Willow Hill – Reroute Along Road Storm Water Improvements Project in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-19

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH INTUITION & LOGIC ENGINEERING, INC. FOR ENGINEERING CONSULTANT SERVICES FOR THE #1618 ROBIN HILL LANE - MCKNIGHT LANE BANK STABILIZATION PROJECT

WHEREAS, in January 2018 the City of Ladue issued a Request for Qualifications (RFQ) for Phase III of the Storm Water Management Program; the Implementation Phase for project design development and final plans/specification and bid document preparation; and

WHEREAS, on February 22, 2018 sixteen Statements of Qualifications were received from engineering firms; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, the seven firms that scored the highest were interviewed by the Consultant Selection Committee which included the Chairman of the Storm Water Advisory Committee, the Director of Public Works, and the City's Storm Water Engineering Manager and as a result of this process, the Committee prequalified five firms to perform engineering services under the five-year implementation plan; and

WHEREAS, the Storm Water Advisory Committee reviewed and was updated on the consultant selection process at their March 9, 2018 meeting as well as the prequalification list of consultants with selected firms for each individual project at their June 13, 2018 meeting; and

WHEREAS, Public Works staff negotiated the detailed project scope, schedule, and fee within the budget identified in the Storm Water Implementation plan, with Intuition & Logic Engineering, Inc. for the #1618 Robin Hill Lane - McKnight Lane Bank Stabilization Project; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Intuition & Logic Engineering, Inc. for the #1618 Robin Hill Lane - McKnight Lane Bank Stabilization Project

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Intuition & Logic Engineering, Inc. for the #1618 Robin Hill Lane - McKnight Lane Bank Stabilization Project in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk

RESOLUTION NO. 2018-20

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF LADUE, MISSOURI A PROFESSIONAL SERVICES CONTRACT WITH HART ENGINEERING, LLC FOR ENGINEERING CONSULTANT SERVICES FOR THE #1605 SOUTH TEALBROOK DRIVE PROJECT

WHEREAS, in January 2018 the City of Ladue issued a Request for Qualifications (RFQ) for Phase III of the Storm Water Management Program; the Implementation Phase for project design development and final plans/specification and bid document preparation; and

WHEREAS, on February 22, 2018 sixteen Statements of Qualifications were received from engineering firms; and

WHEREAS, all submittals which were reviewed by City staff in accordance with the procedures outlined in the RFQ that follow the Qualification Based Selection Process; and

WHEREAS, the seven firms that scored the highest were interviewed by the Consultant Selection Committee which included the Chairman of the Storm Water Advisory Committee, the Director of Public Works, and the City's Storm Water Engineering Manager and as a result of this process, the Committee prequalified five firms to perform engineering services under the five-year implementation plan; and

WHEREAS, the Storm Water Advisory Committee reviewed and was updated on the consultant selection process at their March 9, 2018 meeting as well as the prequalification list of consultants with selected firms for each individual project at their June 13, 2018 meeting; and

WHEREAS, Public Works staff negotiated the detailed project scope, schedule, and fee within the budget identified in the Storm Water Implementation plan, with Hart Engineering, LLC for the #1605 South Tealbrook Drive Project; and

WHEREAS, the City Council now desires and finds it in the best interest of the City to approve the Professional Service Agreement with Hart Engineering, LLC for the #1605 South Tealbrook Drive Project

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF LADUE, MISSOURI, AS FOLLOWS:

Section 1. The City Council hereby authorizes the Mayor to execute on behalf of the City the Professional Service Contract between the City of Ladue and Hart Engineering, LLC for the #1605 South Tealbrook Drive Project in substantially the form of the Professional Services Contract incorporated herein by reference ("the Contract"),

Section 2. This Resolution shall take effect and be in force from and after its passage and approval by the Mayor.

Adopted by the City Council and approved by the Mayor on this 25th day of June 2018.

Nancy Spewak, Mayor

ATTEST:

Laura Rider, City Clerk